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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: **Broussard**

Serial No.: **10/042,079**

Filed: **January 7, 2002**

For: **Data Processing System, Method,  
and Computer Program Product for  
Generating a Generic Compilation  
Interface From Object-Oriented Code**

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Group Art Unit: **2192**

Examiner: **Romano, John J.**

Attorney Docket No.: **AUS920010996US1**

**35525**

PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Notice of Allowance dated July 9, 2007, please consider the following comments on the reasons for allowance:

## **REMARKS**

Applicant agrees with the Examiner that the allowable subject matter includes claims 1-39. Notice of Allowability, page 2. However, Applicant respectfully disagrees with the Examiner's statement that the computer program product recited in claims 27-39 is "...directed to and has been treated as a recordable-type media..." Notice of Allowability, page 2. Applicant neither previously stipulated nor currently stipulates that the computer program product recited in claims 27-39 is directed to and has been treated only as recordable-type media.

The Examiner cites "the originally filed specification at page 17, lines 17-19," as supporting the Examiner's position. Notice of Allowability, page 2. This Examiner-cited passage from the specification goes on to state that in addition to recordable-type media, the computer readable media also includes transmission-type media. Specification, page 17, lines 17-26. Consequently, the Examiner's position that the computer program product only includes recordable-type media is only partially correct. Applicant respectfully submits that within the context of the originally filed specification at page 17, lines 8-26, a proper interpretation of the computer program product recited in claims 27-39, includes both recordable-type and transmission-type media.

The Examiner is invited to call the undersigned at the below-listed telephone number if in the opinion of the Examiner such a telephone conference would expedite or aid the prosecution and examination of this application.

DATE: August 24, 2007

Respectfully submitted,



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